

State Law Library of Montana
MONTANA LEGISLATIVE HISTORY

Chapter NA Session L 1977
Bill House 836 Senate _____

History and final status sheet NA
Introduced bill X
Fiscal note NA
Third reading bill X
Final version of bill X

House Committee on Appropriations

Hearing date(s)* 3-30

Executive action (vote) date(s)* 3-30

Comm. Report NA

Floor 2nd reading & vote 4-2

Floor 3rd reading & vote 4-2

Senate Committee on Finance & Claims

Hearing date(s)* 4-8
4-15

Executive action (vote) date(s)* 4-15

Comm. Report NA

Floor 2nd reading & vote 4-16

Floor 3rd reading & vote 4-16

Conference or Free Conference Comm. _____ Yes X No

Hearing date(s)* _____

Executive action (vote) date(s)* _____

* Includes minutes, exhibits, roll call, visitors register, and vote sheet if available.

Did this bill originate in an interim committee? _____ Yes X No

Committee _____ Report _____

NOTES: Appropriating money for acquisition of Wild Horse Island.



Compiled by: rg

Date: 9-21-16

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19

House BILL NO. *836*

INTRODUCED BY

Diswell, Meloy, Bradley

A BILL FOR AN ACT ENTITLED: "AN ACT TO APPROPRIATE MONEY
FOR THE PUBLIC ACQUISITION OF WILD HORSE ISLAND, LOCATED ON
FLATHEAD LAKE; AND PROVIDING AN IMMEDIATE EFFECTIVE DATE."

BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MONTANA:

Section 1. Appropriation. There is appropriated from
the state parks federal and private revenue account (04186)
the sum of \$2,000,000 to the director, department of fish
and game.

Section 2. Purpose of appropriation. The money
appropriated by this act is to be used by the department of
fish and game for the purpose of purchasing Wild Horse
Island on Flathead Lake should such property become
available and the federal funds be received.

Section 3. Effective date. This act is effective on
its passage and approval.

-End-

INTRODUCED BILL

HB 836

APPROPRIATIONS COMMITTEE

45__ Legislature

Bill No.	Subject Matter	Date In	Sponsor	Hearing Date	Committee Action	Date Out
SB 421	Establish a resident student financial assistance program.	3/23/77	Thomas	4/8/77	Concurred In	4/9
SB 239	Enable Dept. of Agriculture to provide assistance for noxious plant management and to obtain funds to assist local governments managing noxious plants.	3/26/77	Boylan, Others	4/8/77	Concurred In	4/9
835	Appropriate funds to Office of Superintendent of Public Instruction for conducting adult basic education programs.	3/26/77	Kessler, Others	3/29/77	As Amended Do Pass	3/30
836	Appropriating money for acquisition of Wild Horse Island; immediate effective date.	3/29/77	Driscoll, Others	3/29/77	Do Pass	3/30
SB 167	Providing incentives for installation of solar or other non-fossil forms of energy generation.	3/30/77	Rasmussen, Others	4/8/77	Not Concurred In	4/9
SB 80	Act to generally revise and clarify laws relating to collective bargaining and public employment relations.	4/5/77	Select Committee on State Pay	4/7/77	Concurred In	4/7

MINUTES OF THE APPROPRIATIONS COMMITTEE
HOUSE OF REPRESENTATIVES
State Capitol, Room 225

March 30, 1977

The meeting of the House Appropriations Committee was called to order on the above date by Representative Bardanouve, Chairman, at 9:30 a.m. Roll call was taken with a quorum present; see attached roll call.

Executive Session:

House Bill 827: Rep. Moore moved it DO NOT PASS. ROLL CALL VOTE: The motion carried with a vote of 11-0.

House Bill 768: Rep. Moore moved that H.B. 768 DO NOT PASS. ROLL CALL VOTE: The motion carried by a vote of 10-1.

House Bill 725: Rep. Moore moved that H.B. 725 DO NOT PASS. ROLL CALL VOTE: The motion carried with a vote of 9-3.

House Bill 651: Rep. Moore moved that H.B. 651 DO NOT PASS. ROLL CALL VOTE: The motion carried with a vote of 10-1.

House Bill 707: Rep. Kvaalen moved that H.B. 707 DO NOT PASS.

Discussion: There was a brief discussion on the issue of Indian education and the concerns of uprooting Indian children to put them in other schools. Rep. Lund suggested that the appropriation could be amended down to \$240,000. Rep. Gerke felt that we do not want to perpetuate another university system. The education facilities available in the state which the Indians should be required to use, Rep. Moore stated. Other bills included in this discussion were House Bills 820, 829, and 830.

ROLL CALL VOTE: The motion carried with a vote of 8-4.

House Bill 820: Rep. Kvaalen moved that H.B. 820 DO NOT PASS. ROLL CALL VOTE: The motion carried with a vote of 7-5.

House Bill 693: Rep. Bradley moved, and Rep. Gerke seconded the motion, that H.B. 693 DO PASS. ROLL CALL VOTE: The motion carried with a vote of 8-4.

Hearings:

House Bill 832: Appropriating funds to S.R.S. for the purpose of establishing a program of subsidies for adoption of hard-to-place children. Representative Jerry Kessler, District #66, sponsor of this bill, briefly explained the bill, which had been heard previously on the House floor. This bill is for the funding of subsidized adoptions; it deals with children who are hard to place for adoption because they are "not normal for all intents and purposes." This would provide a subsidy for a family that would be willing to adopt one of

are willing to apply gas tax funds for addressing some of the problems. There is public interest in this program, but it has no direction on which way to go. The \$30,000 requested won't find all the answers, but he believes it will bring some suggestions and a basis for the plans.

Opponents: None

Questions:

Rep. Halvorson asked if when the resolution is sent, isn't the study supposed to be done. Mr. Goke answered that H.B. 160 died and that was taken as a statement of legislative intent not to do anything.

The Chairman asked where the federal money comes from. Mr. Goke replied that it is from the highway act or as Section 402 provides. It is a state decision whether it is done or not. The Chairman asked if you can acquire federal money for this project and was told there is a soft match. Services and time would be classified as a contribution.

There was discussion as to the amount of money put in this program by H.B. 161, and whether any of it had been spent; in Mr. Goke's opinion, it had not. Rep. Halvorson asked if this study is made, will the Highway Dept. listen to it, or will they want another one. Mr. Goke replied that they have no authority to direct the Highway Dept. to do anything; it is felt this would indicate legislative intent, however. Rep. Wood questioned the difference between the amounts shown on the fiscal note and the sheet prepared with dollar amounts of various legislation; the fiscal note is correct. The study would cost \$30,000 and would be accomplished with federal funds.

In closing, Rep. Harper stated there have been many accidents and some fatalities on the highways involving bicycles, and we should get rolling on the bike safety study.

There being no further discussion or questions from the committee, the hearing was closed on HJR 46.

House Bill 836: Speaker of the House, John Driscoll, sponsor of the bill, explained that this bill was an act to appropriate money for the public acquisition of Wild Horse Island, located on Flathead Lake. This matter has been heard in the Long Range Building Committee. The appropriation would be from earmarked revenue funds. The McDonald family, who are the present owners of the island, are willing to donate one-half the appraised value of the land in order that the state can purchase the island. There are mountain goats on the island; it is a good habitat for wildlife. It is used for camping and for research by the universities. This is a good opportunity and we should look favorably on this he said.

Proponents:

Representative Halvorson spoke in support, stating that the state had had a previous opportunity to buy this island 20 years ago and we are now getting a second chance. Rep. Ellis was also in favor of the purchase and said, concerning the private deeds on the island, that they are on the border, and the restrictions are strict, stern and tight.

Chairman Bardanouve spoke in support of the purchase, stating he had visited the island recently and spoken with the owner concerning what would happen to the island if the McDonald's decided to get rid of it. The island is appraised at \$3.5 million and through various means, the McDonald family will donate part of this purchase price to Montana. The Dept. of Interior fund may be tapped for part of the purchase price. If this occurs, some of the appropriation in this bill might not be needed. The Chairman further stated this is one of the prime islands in the U.S. as to the way it is developed. If the \$2 million is appropriated, the Fish & Game Dept. will probably have to put off some of their other priorities, but this is comparable in value to all Montanans to the purchase of the Charles Russell painting. These are two jewels this legislature could leave to all of Montana.

There was discussion by the committee as to rearranging Fish and Game money for this purchase. It was compared to the way the Haggin Ranch was purchased.

In closing, Speaker Driscoll asked that three points be remembered. There is a ghost town on the island that needs to be preserved; the 40 units presently subdivided can't be further subdivided due to the restrictions imposed earlier; there is very little public access left at Flathead Lake now. The island consists of approximately 27,000 acres, which would become public land.

There being no further questions, the hearing was closed on H.B. 836.

House Joint Resolution 86: Urging Congress to repeal the National Health Planning and Resources Development Act of 1974, Public Law 93-641. Rep. Dorothy Bradley, Chairperson of the Agency I Subcommittee which sponsored this piece of legislation, stated that while the concern expressed in this resolution was legitimate, the program should continue. The Subcommittee is now recommending that the resolution be killed.

Rep. Marks stated that all members of the committee should know this is an unmanageable system for planning and health care in Montana. He said he is really concerned about it, and it should be watched. There are 175 people involved in planning, split into different groups.

There being no further discussion, the hearing was closed on HJR 86.

House Bill 233: Appropriating moneys to Dept. of Community Affairs for provision of technical assistance services to local governments. The sponsor of this bill, Rep. Carroll South, introduced Mr. Dan Mizner, representing the Montana League of Cities and Towns, who explained the problems small towns have implementing procedures mandated by the legislature which was concerned about the cities in Montana. He displayed to the committee a set of books containing the ordinances of a small Montana community which had no index, many loose pages, and was in a complete state of disorder. He then displayed a neatly indexed book containing all those ordinances easily references and accessible. Systemizing the ordinance procedures in small towns would be one type of technical assistance that could be rendered to these towns under this bill. Mr. Mizner further stated that there are only 14 major cities in Montana; the rest are small towns with small budgets. He used as an example one town in Montana where the total budget raised by 65 mills

House Bill 357: Rep. Bradley presented amendments, attached, providing funding with no general funds. Discussion on the amendments was had by the committee.

Rep. Bradley MOVED the adoption of the amendments.

ROLL CALL VOTE: The motion carried with 12-4, Gerke abstaining.

Rep. Bradley MOVED that H.B. 357 AS AMENDED DO PASS.

ROLL CALL VOTE: The motion carried with 11-5, Gerke abstaining.

House Bill 622: Rep. Marks MOVED that H.B. 622 DO PASS.

ROLL CALL VOTE: The motion carried with a vote of 10-7.

House Bill 779: Rep. Estenson MOVED the adoption of the attached amendments. ROLL CALL VOTE: The motion carried with 16 - 0, 1 absent.

Rep. Lynch MOVED that H.B. 779 AS AMENDED DO PASS. ROLL CALL VOTE: the motion carried with a vote of 16-0, Marks absent.

House Bill 531: Rep. Lynch MOVED that H.B. 531 DO NOT PASS.

SUBSTITUTE MOTION made by Rep. Bradley that H.B. 531 DO PASS. ROLL CALL VOTE: The motion failed with 7 members voting aye and 10 voting no. VOTE REVERSED for the DO NOT PASS MOTION OF REP. LYNCH. The motion carried with a vote of 10-7.

House Bill 532: Rep. Gerke MOVED to reconsider the previous action on H.B. 532. Rep. Lynch opposed the motion.

ROLL CALL VOTE: The motion failed with a vote of 5 aye to 12 no.

House Joint Resolution 46: Rep. Moore MOVED that HJR 46 DO NOT PASS.

SUBSTITUTE MOTION made by Rep. Bradley that HJR 46 DO PASS.

ROLL CALL VOTE: The substitute motion failed with 5 voting aye and 11 voting no, 1 abstaining.

VOTE REVERSED to Rep. Lynch's motion that HJR 46 DO NOT PASS.

ROLL CALL VOTE: The motion carried with 11 voting aye; 5, no; Bardanoue abstaining.

House Bill 836: Rep. Halvorson MOVED that H.B. 836 DO PASS. Seconded and question called.

ROLL CALL VOTE: The motion carried with a 16-0 vote; Rep. Wood abstaining.

House Bill 671: Rep. Moore MOVED that H.B. 671 DO NOT PASS. Seconded and question called. ROLL CALL VOTE: The motion carried with a vote of 16-1 (South voting no).

House Joint Resolution 69: Rep. Moore MOVED that HJR 69 DO NOT PASS.

Seconded and question called. ROLL CALL VOTE: Motion carried with a vote of 13-4.

The meeting adjourned at 10:15 p.m. The committee will meet March 31, at 8:00 a.m. in room 225 it was announced.

House Joint Resolution No. 91 was passed by the following vote:

Ayes: Aageson, W. Baeth, Barrett, Bengtson, Bertelsen, Bradley, Burnett, Conroy, Cooney, Cox, Curtiss, Davis, Dussault, Ellerd, Ellis, Ellison, Ernst, Eudaily, Fabrega, Fagg, Fedra, Frates, Gerke, Gilligan, Gould, Halvorson, Hand, Hansen, Harrington, Hirsch, Holmes, Hurwitz, Johnston, Kanduch, Kennerly, Kenny, Keyser, Kimble, Kropp, Kvaalen, Lien, Lory, Lund, Lynch, McLane, Manuel, Marks, Meloy, Menahan, Metcalf, Meyer, Moore, Mular, Nathe, O'Connell, O'Keefe, Pistoria, Porter, Ramirez, Robbins, Ryan, Scully, Seifert, Severson, Shelden, Sivertsen, Smith, South, Staigmiller, Stobie, Teague, Tower, Tropila, Turner, Underdal, Vincent, Vinger, Williams, Wood, Wyrick, Mr. Speaker.
Total 81

Noes: Bardanouve, Brand, Courtney, Dassinger, Day, Estenson, Gunderson, Harper, Huennekens, Kessler, Palmer, Uhde, Waldron.
Total 13

Excused: Jensen.
Total 1

Absent or not voting: R. Baeth, Colburn, E. Gunderson, Quilici, Roth.
Total 5

House Joint Resolution No. 94 was passed by the following vote:

Ayes: Aageson, W. Baeth, Barrett, Bengtson, Bertelsen, Bradley, Brand, Burnett, Conroy, Cooney, Courtney, Cox, Curtiss, Dassinger, Day, Dussault, Ellerd, Ellis, Ellison, Ernst, Estenson, Eudaily, Fabrega, Fagg, Fedra, Frates, Gerke, Gilligan, Gould, E. Gunderson, J. Gunderson, Halvorson, Hand, Hansen, Harper, Harrington, Holmes, Huennekens, Hurwitz, Johnston, Kanduch, Kennerly, Kenny, Kessler, Keyser, Kimble, Kropp, Kvaalen, Lien, Lory, Lund, Lynch, McLane, Manuel, Marks, Meloy, Menahan, Metcalf, Meyer, Moore, Mular, Nathe, O'Connell, O'Keefe, Palmer, Pistoria, Porter, Quilici, Ramirez, Robbins, Ryan, Scully, Seifert, Severson, Shelden, Sivertsen, Smith, South, Stobie, Teague, Tower, Tropila, Uhde, Underdal, Vincent, Vinger, Waldron, Williams, Wood, Wyrick, Mr. Speaker.
Total 91

Noes: Bardanouve, Davis, Staigmiller.
Total 3

Excused: Jensen.
Total 1

Absent or not voting: R. Baeth, Colburn, Hirsch, Roth, Turner.
Total 5

SECOND READING OF BILLS (COMMITTEE OF THE WHOLE)

Meloy moved that the House be permitted to sit again as a Committee of the Whole, for the consideration of business on Second Reading, under the rules of the previous sitting. Motion carried.

Gerke in the Chair. Committee arose.

House resumed. Mr. Speaker in the Chair.

Mr. Speaker: We, your Committee of the Whole, having had under consideration business on Second Reading, recommend as follows:

That HB 378 do pass. (89-1)

That HB 504 do pass. (88-0)

That HB 554 be placed below HB 818.

That HB 569 do pass. (51-36)

That HB 592 do pass. (66-26)

That HB 693 do pass. (54-40)

That HB 779 do pass. (63-26)

That HB 781 do pass. (78-12)

That HB 797 do pass. (81-7)

That HB 808 do pass. (60-31)

That HB 818 do pass. (94-0)

That HB 554 be amended as follows:

1. Amend page 1, section 1.

Following: line 22

Insert: "(2) from the general fund, \$220,001 or so much thereof as may be necessary to satisfy the judgment in cause number 22296, county of Gallatin, in favor of Sourdough Land and Cattle Company,"

Renumber: subsequent subsection (49-39)

And as amended, do pass. (58-32)

That HB 828 be passed for the day.

That HB 832 do pass. (77-9)

That HB 835 do pass. (61-31)

That HB 836 do pass. (72-22)

That HB 837 do pass. (85-3)

That HB 85 be placed below HJR 88.

That HB 292 do pass. (77-2)

That HB 649 do pass. (67-9)

That HB 296 do not pass. (49-43)

That HJR 88 do pass. (88-0)

That HB 85 be placed below HB 689.

That HB 168 do pass. (51-38)

That the committee rise and report. (Gerke, Chairman) Report adopted.

REPORTS OF STANDING COMMITTEES

BILLS (Quilici, Chairman): 4/2/77
Correctly printed - HB 525, HB 701.

Objection raised by Vincent on 4/2/77 on adverse committee report on HB 728. Referred to Second Reading.

THIRD READING OF BILLS

The following bills having been read three several times, title and history agreed to, were disposed of in the following manner:

Total 9

House Bill No. 554 was passed by the following vote:

Ayes: Aageson, Barrett, Bengtson, Bertelsen, Bradley, Burnett, Cooney, Courtney, Cox, Curtiss, Dassinger, Davis, Dussault, Ellerd, Ellis, Ellison, Estenson, Eudaily, Fabrega, Fagg, Feda, Frates, Gilligan, Gould, Halvorson, Hand, Harper, Holmes, Huennekens, Kanduch, Kessler, Keyser, Kvaalen, Lien, Lory, Lund, Lynch, McLane, Manuel, Marks, Meloy, Menahan, Metcalf, O'Connell, O'Keefe, Porter, Quilici, Ramirez, Robbins, Scully, Seifert, Severson, Shelden, Stobie, Tower, Underdal, Vincent, Vinger, Waldron, Wood, Wyrick, Mr. Speaker.

Total 62

Noes: W. Baeth, Bardanouve, Brand, Conroy, Day, Ernst, Gerke, E. Gunderson, J. Gunderson, Hansen, Hirsch, Johnston, Kennerly, Kenny, Kropp, Meyer, Moore, Mular, Nathe, Pistoria, Ryan, Sivertsen, Smith, Staigmiller, Teague, Tropila, Uhde, Williams.

Total 28

Excused: Jensen.

Total 1

Absent or not voting: R. Baeth, Colburn, Harrington, Hurwitz, Kimble, Palmer, Roth, South, Turner.

Total 9

House Bill No. 832 was passed by the following vote:

Ayes: Aageson, W. Baeth, Bardanouve, Barrett, Bengtson, Bertelsen, Bradley, Brand, Burnett, Cooney, Courtney, Cox, Curtiss, Dassinger, Day, Dussault, Ellis, Ellison, Ernst, Estenson, Eudaily, Fabrega, Fagg, Feda, Frates, Gerke, Gilligan, Gould, E. Gunderson, J. Gunderson, Halvorson, Hand, Hansen, Harper, Hirsch, Holmes, Huennekens, Johnston, Kanduch, Kennerly, Kenny, Kessler, Keyser, Kropp, Kvaalen, Lien, Lory, Lund, Lynch, McLane, Manuel, Marks, Meloy, Menahan, Metcalf, Meyer, Moore, Mular, Nathe, O'Connell, O'Keefe, Pistoria, Porter, Quilici, Ramirez, Robbins, Ryan, Scully, Seifert, Severson, Shelden, Sivertsen, Staigmiller, Teague, Tropila, Uhde, Underdal, Vincent, Vinger, Waldron, Williams, Wood, Wyrick, Mr. Speaker.

Total 84

Noes: Conroy, Davis, Ellerd, Tower.

Total 4

Excused: Jensen.

Total 1

Absent or not voting: R. Baeth, Colburn, Harrington, Hurwitz, Kimble, Palmer, Roth, Smith, South, Stobie, Turner.

Total 11

House Bill No. 835 was passed by the following vote:

Ayes: Aageson, W. Baeth, Bardanouve, Barrett, Bengtson, Bradley, Cooney, Courtney, Curtiss, Dassinger, Day, Dussault, Ellis, Estenson, Eudaily, Fabrega, Fagg, Frates, Gerke, Gilligan, Gould, E. Gunderson, J. Gunderson, Halvorson, Hansen, Harper, Holmes, Huennekens, Johnston, Kanduch, Kennerly, Kessler, Keyser, Lien, Lund, Lynch, Manuel, Marks, Meloy, Menahan, Metcalf, Mular, O'Connell, O'Keefe, Porter, Quilici, Ramirez, Robbins, Scully, Shelden, Sivertsen, Teague, Tropila, Uhde, Vincent, Waldron, Williams, Mr. Speaker.

Total 58

Noes: Bertelsen, Brand, Burnett, Conroy, Cox, Davis, Ellerd, Ellison, Ernst, Feda, Hand, Hirsch, Kenny, Kropp, Kvaalen, Lory, McLane, Meyer, Moore, Nathe, Pistoria, Ryan, Seifert, Severson, Smith, Staigmiller, Stobie, Tower, Underdal, Vinger, Wood, Wyrick.

Total 32

Excused: Jensen.

Total 1

Absent or not voting: R. Baeth, Colburn, Harrington, Hurwitz, Kimble, Palmer, Roth, South, Turner.

Total 9

House Bill No. 836 was passed by the following vote:

Ayes: Aageson, W. Baeth, Bardanouve, Barrett, Bengtson, Bertelsen, Bradley, Brand, Burnett, Cooney, Courtney, Cox, Curtiss, Dassinger, Dussault, Ellis, Ernst, Estenson, Eudaily, Fagg, Feda, Frates, Gerke, Gilligan, Gould, E. Gunderson, J. Gunderson, Halvorson, Hansen, Harper, Hirsch, Holmes, Huennekens, Johnston, Kanduch, Kessler, Kropp, Kvaalen, Lien, Lory, Lund, Lynch, Manuel, Marks, Meloy, Menahan, Metcalf, Moore, Mular, Nathe, O'Connell, O'Keefe, Quilici, Ramirez, Robbins, Scully, Shelden, Sivertsen, Smith, Teague, Uhde, Underdal, Vincent, Waldron, Williams, Mr. Speaker.

Total 66

Noes: Conroy, Davis, Day, Ellerd, Ellison, Fabrega, Hand, Kennerly, Kenny, Keyser, McLane, Meyer, Pistoria, Porter, Ryan, Severson, Staigmiller, Stobie, Tower, Tropila, Vinger, Wood, Wyrick.

Total 23

Excused: Jensen.

Total 1

Absent or not voting: R. Baeth, Colburn, Harrington, Hurwitz, Kimble, Palmer, Roth, Seifert, South, Turner.

Total 10

House Bill No. 837 was passed by the following vote:

Ayes: Aageson, W. Baeth, Bardanouve, Barrett, Bengtson, Bertelsen, Bradley, Brand, Burnett, Conroy, Cooney, Courtney, Cox, Curtiss, Dassinger, Davis, Day, Dussault, Ellerd, Ellis, Ellison, Ernst, Estenson, Eudaily, Fabrega, Fagg, Feda, Frates, Gerke, Gilligan, Gould, E. Gunderson, J. Gunderson, Halvorson, Hand, Hansen, Harper, Hirsch, Holmes, Huennekens, Johnston, Kanduch, Kennerly, Kenny, Kessler, Kropp, Kvaalen, Lien, Lory, Lund, Lynch, McLane, Manuel, Marks, Meloy, Menahan, Metcalf, Meyer, Moore, Mular, Nathe, O'Connell, O'Keefe, Pistoria, Porter, Quilici, Ramirez, Robbins, Ryan, Scully, Seifert, Severson, Shelden, Sivertsen, Smith, Staigmiller, Stobie, Teague, Tower, Tropila, Uhde, Underdal, Vincent, Vinger, Waldron, Williams, Wood, Wyrick, Mr. Speaker.

Total 89

Noes: None.

Total 0

Excused: Jensen.

Total 1

Absent or not voting: R. Baeth, Colburn, Harrington, Hurwitz, Keyser, Kimble, Palmer, Roth, South, Turner.

1 *House* BILL NO. *836*
2 INTRODUCED BY *Dinsell, Meloy, Bradley*
3
4 A BILL FOR AN ACT ENTITLED: "AN ACT TO APPROPRIATE MONEY
5 FOR THE PUBLIC ACQUISITION OF WILD HORSE ISLAND, LOCATED ON
6 FLATHEAD LAKE; AND PROVIDING AN IMMEDIATE EFFECTIVE DATE."
7
8 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MONTANA:
9 Section 1. Appropriation. There is appropriated from
10 the state parks federal and private revenue account (04186)
11 the sum of \$2,000,000 to the director, department of fish
12 and game.
13 Section 2. Purpose of appropriation. The money
14 appropriated by this act is to be used by the department of
15 fish and game for the purpose of purchasing Wild Horse
16 Island on Flathead Lake should such property become
17 available and the federal funds be received.
18 Section 3. Effective date. This act is effective on
19 its passage and approval.

-End-

HB 836

THIRD READING

LEGISLATIVE SESSION

FINANCE AND CLAIMS

[illegible]

MINUTES OF THE MEETING
FINANCE AND CLAIMS
MONTANA STATE SENATE

April 8, 1977

The twenty eighth meeting of the Senate Finance and Claims Committee met in room 331 of the State Capitol on the above date. Roll call was taken and the meeting was called to order at 8:02 A.M. by Senator Thiessen, Chairman.

HOUSE BILL 818 was explained by Representative Lynch. He said this bill would allow the Board of Examiners to issue and sell Long Range Building bonds. He said this would save the state money.

Jack Crosser, Department of Administration said he felt this was a very good move, rather than to pay the higher cost of a bond at the University level. The State would have to step in and back them up even on a revenue issue, but these have to be issued anyway. This way there is a review before it is initiated.

Senator Fasbender said most of the physical education plants that have been built recently have been built with student fees. He asked Jack Crosser if he had taken a look at Main's bond bank. Jack answered that they had but at the time the rates were up quite high, but perhaps now we should take another look.

Senator Flynn asked why the county could not use this same procedure for an airport for instance, and Jack Crosser said it could be expanded, but should be watched so it did not get out of control.

Senator Himsel asked about the consequences if the student fee money did not meet the obligation and Mr. Crosser said then the state would have to pick it up. In answer to the next question he said WMC fees may be down, but they have not missed any payments.

Senator Thiessen asked if this bill has the approval of the Board of Regents, and Representative Lynch said yes.

HOUSE BILL 832 was explained by Representative Kessler. He said children who had other siblings, mentally retarded, ones with health defects which meant costly medical and surgical bills.

Pat Melby, SRS, said he supported this program. He said it should eventually save the state money. He said it was included in the Governor's request, the subcommittee had taken no action, but took it out of the budget to go before the full committees. The state at the present time is paying \$165 per month for foster care as well as medicaid and if they are not adopted they are a burden to the state for at least this amount until they are 18. In the State of Washington the average time is 2 years and the medical payments cease. We

took an average of the cost of medicaid and used it as the figure for a year--\$2600. He said they put this in as a safeguard, but it was necessary to put into the contract for adoption that it only covered the particular defect.

HOUSE BILL 835 was explained by Representative Kessler. He said this is an act to appropriate money to take care of the Adult Basic Education. He said this is the program that provides for those who can not read or write to receive an education to enter them into the labor market. Many of the people taking the training are those who have been on a farm, loggers and older people, and miners.

Mr. Pat O'Leary, past president of ADE, and the supervisor of the program in Montana. There are 17 centers around the state. In Billings, 10% of the students come from outside of the County. Most of these are from the Crow reservation, according to Mr. Koneen. He said they could go as long as it was required, or until they received their G.E.D. He said after they learn the basics they can then go on to vo-tech, or some other school.

Mr. Kessler said sometimes a student just does not fit into a school system, and sometimes the minimum wage looks big while they are young and have no family responsibilities, so they drop out of school. Mr. Koneen said Montana has a drop out rate of 5% per year--10,000 students dropping out of school each year, and we are not keeping pace.

Senator Thiessen asked how much money was being used for administration cost out of this appropriation, and the answer was none.

HOUSE BILL 836. Representative Driscoll said this bill would provide for the purchase of Wild Horse Island on Flathead Lake which is the largest island in a fresh water lake in the United States. He said Governor Judge was attempting to get some Andrus Discretionary money from Washington, and on his return he had just learned there was no money available in the fund at the present time, but it would be placed in high priority when money became available.

Discussion was held on the use of the island, the cost of operating it, etc.

HOUSE BILL 693 was discussed by Carl Curtis. This was not an official hearing on the bill, but since Mr. Curtis had come in from Denver for the hearing last evening and the hearing had been cancelled at the last minute, Senator Thiessen had given him permission to present a short testimony on the bill while he was here.

ROLL CALL

FINANCE AND CLAIMS COMMITTEE

45th LEGISLATIVE SESSION 1977

Date 4-8-77

NAME	PRESENT	ABSENT	EXCUSED
THIESSEN, CH	✓		
HIMSL, V.C.	✓		
STORY	✓ ^{WAM}		
ETCHART	✓		
KOLSTAD	✓		
LOCKREM	✓		
NELSON	✓		
SMITH	✓		
STEPHENS	✓		
FASBENDER	✓		
BOYLAN	✓		
FLYNN	✓		
MEHRENS	✓		
REGAN	✓		
ROBERTS	✓		
THOMAS	✓		

MINUTES OF THE MEETING
FINANCE AND CLAIMS
MONTANA STATE SENATE

April 15, 1977

The thirty ninth meeting of the Senate Finance and Claims committee met on the above date in room 331 of the State Capitol. Roll call was taken and the meeting was called to order at 10:02 A.M. by Senator Thiessen, Chairman.

Senator Hims1 moved to reconsider the action taken on HOUSE BILL 250. Voted and passed.

Motion by Senator Hims1 to add Columbia Falls both in the title and in the body of the bill. He said the reason is the Anaconda Aluminum Plant there which employes 1,000 people. They have a serious problem with polution, and they are spending \$40 million in plant changes at the present time. He said he had talked to the manager there and it was hard to tell without a thorough check, but it looked as though about \$6 million of it was in polution control. They are now operating on a varience program with the state. Discussion was held on possibly substituting Columbia Falls for Hardin, or leaving it and others rather than naming the town. Senator Hims1 said he wanted Columbia Falls in the bill, and he said he thought maybe the reason they are operating under a varience now and are paying \$80,000 is for this monitoring unit within the varience allowed. If this study of ambient air is a problem in the state, then it whould also be the same in Columbia Falls. Dave Lewis said this money is resource and indemnity trust money. A portion of it is hard rock mining, oil, gas, etc., go into this trust.

Motion was voted to include Columbia Falls, passed, 10:16 A.M.

Motion by Senator Flynn that House Bill 250 be concurred in as amended. Voted and passed. 10:20 A.M.

HOUSE BILL 701 was reopened for a hearing for the purpose of receiving testimony from Dan Mizner, League of Cities and Towns. Mr. Mizner said after looking at the bill that they felt there should be an amendment on page 2, line 10, and on line 10 of page 3 making it 50% of the remaining money shall be dispersed as follows: it will be made to read a unit of local government shall, and on page 3, line 16, each unit of local government shall receive that fraction of money dispersed, etc. To amend page 3, line 3 to 5% instead of 10%, and to strike the governments state planning districts and insert unit of local government.

Mr. McCurdy, representing the counties said they had already discussed this and that he would agree with the amendments. He read a statement on county involvement.

Discussion was held on the ability of the cities and towns to handle this and the trouble the cities and towns had now to handle what they did have. Also on the ability of the Community Affairs to receive this money since it was a part of what they

are already doing and how much money would go for administration, versus how much money for material.

The Director of the Human Resources Development Program of the Community Affaris Department said the reason they were to receive the money is because they are working with the program and doing it now. He said they work with the cities and the towns and with SRS. He said up until now when they had applied for federal help they had had to rely on local money for their matching money, now they were requesting it of the state since the match might be much more.

Mr. Rupp said this program had been authorized by Congress and was administered through the Human Resources Division of Community Affairs to be used through community service organizations.

Mr. Mizner said they wanted the money since he felt they could put it to better use since they already had the administration to handle it.

Motion by Senator Lockrem to move the Mizner amendment.
Substitute motion by Senator Regan that the amendment do not pass.
Voted, failed, and the committee agreed to flip the vote for the first motion.

Motion by Senator Lockrem that the bill as amended be concurred in. Voted and passed.

HOUSE BILL 836, Wild Horse Island was briefly discussed.

Motion by Senator Himsl that HB 836 do pass. Voted and passed.

HOUSE BILL 649, the Bertleson bill to reimburse parents on bus transportation for school children. This was discussed briefly.

Motion by Senator Thomas that this bill be concurred in, Voted and passed.

HOUSE BILL 242 the Palmer bill to provide expanded day care was discussed. Curt Nichols, analyst, said he had computed the savings you would have to get on a purely financial basis to justify it on a cost basis. He said it does not address any problems of philosophy--only fiscal. The results show that a substantial increase would have to work in order to justify this program on a cost basis.

Senator Regan said there seemed a great deal of concern about the fiscal note. She felt in order to come up with the figures they had come up with, they had to compute it as if all or nearly all working mothers would use day care, and be going to work. She suggested a regional pilot program with the two high unemployment counties of Lake and Missoula. This close area could reduce the amount of travel, and could be supervised closer for a better monitoring. She said she would offer this as a compromise. She said also that it should be sunsetted, and money should flow from uninterrupted methods, but have a limit to the total amount. This would allow it to flow from one biennium year to the other, without

ROLL CALL

FINANCE AND CLAIMS COMMITTEE

45th LEGISLATIVE SESSION 1977

Date 10 A 4

4-15-77

NAME	PRESENT	ABSENT	EXCUSED
THIESSEN, CH	✓		
HIMSL, V.C.	✓		
STORY			
ETCHART	✓		
KOLSTAD	✓		
LOCKREM	✓		
NELSON	✓		
SMITH	✓		
STEPHENS	✓		
FASBENDER	✓		
BOYLAN			
FLYNN	✓		
MEHRENS	✓		
REGAN	✓		
ROBERTS	✓		
THOMAS	✓		

Total 43

Noes: Lockrem, Olson, Roskie, Story, Thiessen.

Total 5

Excused: Devine, Norman.

Total 2

Absent or not voting: None.

Total 0

House Bill No. 835 was concurred in by the following vote:

Ayes: Aber, Bergren, Blaylock, Brown, Dunkle, Graham, Hager, Healy, Jergeson, Kolstad, Lee, Lensink, Lowe, McCallum, Manley, Manning, Mehrens, Peterson, Rasmussen, Regan, Roberts, E. Smith, R. Smith, Stephens, Thomas, Towe, Warden, Watt.

Total 28

Noes: Boylan, Dover, Etchart, Fasbender, Flynn, Galt, Goodover, Hazelbaker, Himsl, Lockrem, Mathers, Murphy, Murray, Nelson, Olson, Roskie, Story, Thiessen, Turnage, Mr. President.

Total 20

Excused: Devine, Norman.

Total 2

Absent or not voting: None.

Total 0

House Bill No. 504 was concurred in by the following vote:

Ayes: Aber, Bergren, Blaylock, Boylan, Brown, Dover, Etchart, Fasbender, Flynn, Galt, Goodover, Graham, Hager, Hazelbaker, Healy, Himsl, Jergeson, Kolstad, Lee, Lensink, Lockrem, Lowe, McCallum, Manley, Manning, Mathers, Mehrens, Murphy, Murray, Nelson, Olson, Peterson, Rasmussen, Regan, Roskie, E. Smith, R. Smith, Stephens, Story, Thiessen, Thomas, Towe, Turnage, Warden, Watt, Mr. President.

Total 46

Noes: Dunkle.

Total 1

Excused: Devine, Norman.

Total 2

Absent or not voting: Roberts.

Total 1

House Bill No. 250 was concurred in by the following vote:

Ayes: Aber, Blaylock, Brown, Dunkle, Fasbender, Flynn, Graham, Hazelbaker, Healy, Himsl, Jergeson, Kolstad, Lee, McCallum, Manley, Manning, Mehrens, Murphy, Murray, Peterson, Rasmussen, Regan, E. Smith, R. Smith, Stephens, Thomas, Towe, Turnage, Warden, Watt.

Total 30

Noes: Bergren, Boylan, Dover, Etchart, Galt, Goodover, Hager, Lensink, Lockrem, Lowe, Mathers, Nelson, Olson, Roskie, Story, Thiessen, Mr. President.

Total 17

Excused: Devine, Norman.

Total 2

Absent or not voting: Roberts.

Total 1

Senate recessed at 1:21 p.m.

Senate resumed at 1:40 p.m.

SECOND READING OF BILLS (COMMITTEE OF THE WHOLE)

Senator Watt in the Chair. Committee arose.

Senate resumed. President McOmber in the Chair.

Mr. President: We, your Committee of the Whole, having had under consideration business on Second Reading, recommend as follows:

That House Bill No. 649 be concurred in. Unanimously concurred in.

That House Bill No. 701 be concurred in. Unanimously concurred in.

That House Bill No. 836 be concurred in. Opposed by Aber, Boylan, Dover, Etchart, Manley.

That House Joint Resolution No. 98 be concurred in. Unanimously concurred in.

That House Joint Resolution No. 99 be concurred in. Unanimously concurred in.

That House Joint Resolution No. 100 be concurred in. Unanimously concurred in.

That House Amendments to Senate Bill No. 192 be not concurred in. Unanimously not concurred in.

That House Amendments to Senate Joint Resolution No. 42 be concurred in. Unanimously concurred in.

That the Free Conference Committee Report on Senate Bill No. 31 be adopted. Unanimously adopted.

That the Joint Conference Committee Report on House Amendments to Senate Bill No. 130 be adopted. Unanimously adopted.

That the Free Conference Committee Report on Senate Bill No. 401 be adopted. Opposed by Fasbender, Lockrem, Roberts, Roskie, Towe.

That the Free Conference Committee Report on House Bill No. 4 be adopted. Opposed by Flynn, Regan, Towe.

That the Free Conference Committee Report on House Bill No. 29 be not adopted. Opposed by Blaylock, McOmber, Warden.

That the Joint Conference Committee Report on Senate Amendments to House Bill No. 85 be adopted. Unanimously adopted.

That the Joint Conference Committee Report on Senate Amendments to House Bill No. 198 follow the Joint Conference Committee Report on Senate Amendments to House Bill No. 800. Unanimously passed.

That the Joint Conference Committee Report on Senate Amendments to House Bill No. 302 be adopted. Unanimously adopted.

That the Joint Conference Committee Report on Senate Amendments to House Bill No. 498 be adopted. Unanimously adopted.

Total 2

Absent or not voting: Galt, Mehrens, Roberts, Thomas.

Total 4

Senator Murphy moved that Joint Rule 6-34 be temporarily suspended in order to allow the Senate to consider House Bill No. 31.

Substitute motion was made by Senator Goodover that House Bill No. 31 be taken from the Committee on Judiciary and rereferred to the Committee on Rules. Motion carried by the following roll call vote:

Ayes: Aber, Boylan, Brown, Dover, Dunkle, Etchart, Goodover, Hager, Hazelbaker, Healy, Himsl, Kolstad, Lee, Lensink, Lockrem, Lowe, McCallum, Manley, Manning, Mathers, Murray, Nelson, Olson, Peterson, Rasmussen, Regan, Roskie, E. Smith, Stephens, Story, Thiessen, Turnage.
Total 32

Noes: Bergren, Blaylock, Flynn, Jergeson, Murphy, R. Smith, Towe, Warden, Watt, Mr. President.
Total 10

Excused: Devine, Norman.
Total 2

Absent or not voting: Fasbender, Galt, Graham, Mehrens, Roberts, Thomas.
Total 6

Senator Murphy moved that in accordance with Joint Rule 6-34 the Senate be allowed to consider House Bill No. 839. Motion carried unanimously.

Senator Murphy moved that in accordance with Joint Rule 6-34 the Senate be allowed to consider House Joint Resolution No. 105. Motion carried unanimously.

Senator Murphy moved that Joint Rule 6-34 the Senate be allowed to consider House Joint Resolution No. 106. Motion carried unanimously.

Senator Murphy moved that House Amendments to Senate Joint Resolution No. 48 and House Amendments to Senate Joint Resolution No. 49 be placed at the top of the Second Reading calendar this Legislative Day. Motion carried unanimously.

Upon motion of Senator Lockrem, duly carried, that consideration of House Amendments to Senate Bill No. 445 and House Bill No. 357 on Second Reading be passed for this Legislative Day.

Upon motion of Senator Murphy, duly carried, that the Joint Conference Committee on Senate Amendments to House Bill No. 800 be dissolved and the President be authorized to appoint a New Free Conference Committee of three to meet with a like committee from the House to confer on House Bill No. 800.

The President appointed the following committee:

Senator Warden, Chairman
Senator Murphy
Senator Hazelbaker

Upon motion of Senator Murphy, duly carried, that the Free Conference Committee on House Bill No. 577 be dissolved and the President be authorized to appoint a New Free Conference Committee of three to meet with a like committee from the House to confer on House Bill No. 577.

The President appointed the following committee:

Senator Roskie, Chairman
Senator Jergeson
Senator Bergren

At this time, the President appointed the following Joint Conference Committee on House Amendments to Senate Joint Resolution No. 39:

Senator Hazelbaker, Chairman
Senator Turnage
Senator Flynn

At this time, the President appointed the following Free Conference Committee on House Bill No. 263.

Senator R. Smith, Chairman
Senator Rasmussen
Senator Goodover

THIRD READING OF BILLS

The following bills having been read three several times, title and history agreed to, were disposed of in the following manner:

House Bill No. 649 was concurred in by the following vote:

Ayes: Aber, Bergren, Blaylock, Boylan, Brown, Dover, Dunkle, Etchart, Fasbender, Flynn, Goodover, Graham, Hager, Hazelbaker, Healy, Himsl, Jergeson, Kolstad, Lee, Lensink, Lockrem, Lowe, McCallum, Manley, Manning, Mathers, Murphy, Murray, Nelson, Olson, Peterson, Rasmussen, Regan, Roberts, Roskie, E. Smith, R. Smith, Stephens, Story, Thiessen, Towe, Warden, Watt, Mr. President.
Total 44

Noes: None.
Total 0

Excused: Devine, Norman.
Total 2

Absent or not voting: Galt, Mehrens, Thomas, Turnage.
Total 4

House Bill No. 701 was concurred in by the following vote:

Ayes: Aber, Blaylock, Brown, Dunkle, Fasbender, Flynn, Goodover, Graham, Hager, Hazelbaker, Healy, Jergeson, Kolstad, Lee, Lensink, Lowe, McCallum, Manley, Manning, Mathers, Murphy, Murray, Olson, Peterson, Rasmussen, Regan, Roberts, E. Smith, R. Smith, Stephens, Thiessen, Towe, Turnage, Warden, Watt, Mr. President.
Total 36

Noes: Bergren, Boylan, Dover, Etchart, Himsl, Lockrem, Nelson, Roskie, Story.
Total 9

Excused: Devine, Norman.
Total 2

Absent or not voting: Galt, Mehrens, Thomas.
Total 3

House Bill No. 836 was concurred in by the following vote:

Ayes: Bergren, Blaylock, Brown, Dover, Dunkle, Fasbender, Flynn, Goodover, Graham, Hager, Hazelbaker, Healy, Himsl, Jergeson, Kolstad, Lee, Lensink, Lockrem, Lowe, McCallum, Manley, Manning, Mathers, Murphy, Murray, Nelson, Olson, Peterson, Rasmussen, Regan, Roskie, E. Smith, R. Smith, Stephens, Thiessen, Thomas, Towe, Turnage, Warden, Watt, Mr. President.

Total 41

Noes: Aber, Boylan, Etchart, Story.

Total 4

Excused: Devine, Norman.

Total 2

Absent or not voting: Galt, Mehrens, Roberts.

Total 3

(Including the following pair: Thomas, aye - Aber, no.)

House Joint Resolution No. 98 was concurred in by the following vote:

Ayes: Blaylock, Brown, Dunkle, Fasbender, Graham, Hager, Hazelbaker, Healy, Himsl, Jergeson, Kolstad, Lee, Lensink, Lockrem, Lowe, McCallum, Manley, Manning, Mathers, Murray, Nelson, Olson, Peterson, Rasmussen, Regan, Roberts, Roskie, E. Smith, R. Smith, Stephens, Towe, Turnage, Warden, Watt, Mr. President.

Total 35

Noes: Aber, Bergren, Boylan, Dover, Etchart, Flynn, Goodover, Murphy, Story, Thiessen.

Total 10

Excused: Devine, Norman.

Total 2

Absent or not voting: Galt, Mehrens, Thomas.

Total 3

House Joint Resolution No. 99 was concurred in by the following vote:

Ayes: Aber, Bergren, Blaylock, Brown, Dover, Dunkle, Etchart, Fasbender, Flynn, Graham, Hager, Hazelbaker, Healy, Himsl, Jergeson, Kolstad, Lee, Lensink, Lockrem, McCallum, Manning, Mathers, Nelson, Olson, Peterson, Rasmussen, Regan, Roberts, E. Smith, R. Smith, Stephens, Story, Thiessen, Thomas, Towe, Turnage, Warden, Watt, Mr. President.

Total 39

Noes: Boylan, Goodover, Lowe, Manley, Murphy.

Total 5

Excused: Devine, Norman.

Total 2

Absent or not voting: Galt, Mehrens, Murray, Roskie.

Total 4

(Including the following pair: Thomas, aye - Murphy, no.)

House Joint Resolution No. 100 was concurred in by the following vote:

Ayes: Aber, Blaylock, Boylan, Brown, Dunkle, Etchart, Fasbender, Flynn, Graham, Hager, Hazelbaker, Healy, Himsl, Jergeson, Kolstad, Lee, Lensink, McCallum, Manning, Mathers, Murray, Peterson, Rasmussen, Regan, Roberts, Roskie, E. Smith, R. Smith, Stephens, Thomas, Towe, Turnage, Warden, Watt, Mr. President.

Total 35

Noes: Bergren, Dover, Goodover, Lockrem, Lowe, Manley, Murphy, Nelson, Olson, Story, Thiessen.

Total 11

Excused: Devine, Norman.

Total 2

Absent or not voting: Galt, Mehrens.

Total 2

(Including the following pair: Thomas, aye - Murphy, no.)

House Amendments to Senate Joint Resolution No. 42 were concurred in by the following vote:

Ayes: Aber, Bergren, Blaylock, Boylan, Brown, Dover, Dunkle, Etchart, Fasbender, Flynn, Goodover, Graham, Hager, Hazelbaker, Healy, Himsl, Jergeson, Kolstad, Lee, Lensink, Lockrem, Lowe, McCallum, Manley, Manning, Mathers, Murphy, Murray, Nelson, Peterson, Rasmussen, Roberts, Roskie, E. Smith, R. Smith, Stephens, Thiessen, Towe, Turnage, Warden, Watt, Mr. President.

Total 42

Noes: Olson, Regan, Story.

Total 3

Excused: Devine, Norman.

Total 2

Absent or not voting: Galt, Mehrens, Thomas.

Total 3

Free Conference Committee Report on Senate Bill No. 31 was adopted by the following vote:

Ayes: Aber, Bergren, Blaylock, Boylan, Brown, Dover, Dunkle, Etchart, Fasbender, Flynn, Goodover, Hager, Hazelbaker, Healy, Himsl, Jergeson, Kolstad, Lee, Lensink, Lockrem, Lowe, McCallum, Manley, Manning, Mathers, Murphy, Murray, Nelson, Olson, Peterson, Rasmussen, Regan, Roberts, Roskie, E. Smith, R. Smith, Stephens, Story, Thiessen, Turnage, Warden, Watt, Mr. President.

Total 43

Noes: Towe.

Total 1

Excused: Devine, Norman.

Total 2

Absent or not voting: Galt, Graham, Mehrens, Thomas.

Total 4

Joint Conference Committee Report on House Amendments to Senate Bill No. 130 was adopted by the following vote:

Ayes: Aber, Bergren, Blaylock, Boylan, Brown, Dover, Dunkle, Etchart, Fasbender, Flynn, Goodover, Graham, Hager, Hazelbaker, Healy, Himsl, Jergeson, Kolstad, Lee, Lensink, Lockrem, Lowe, McCallum, Manley, Manning, Mathers, Murphy, Murray, Nelson, Olson, Peterson, Rasmussen, Regan, Roberts, Roskie, E. Smith, R. Smith, Stephens, Story, Towe, Turnage, Warden, Watt, Mr. President.

Total 44

5. Amend page 14, section 8, lines 11 and 12.

Following: "(coalition)"

Strike: "by mutual agreement of the labor organizations involved"

Insert: "according to procedures adopted by a majority vote of the bargaining units represented in the coalition"

(Material in parentheses denotes cancelled type.)

SPECIAL ORDERS OF THE DAY

Representative Kennerly introduced Cherie Ryan, Capital High School senior and member of the Minnesota Chippewa Tribe, who demonstrated the Lord's Prayer in Indian sign language, vocal accompaniment by Representative Kanduch.

REPORTS OF STANDING COMMITTEES

LEGISLATIVE ADMINISTRATION/BILLS AND JOURNAL

(Quilici, Chairman):

4/18/77

Recommend that the following be employed by the House of Representatives for the 45th Session at the beginning of business April 18, 1977:

Steven HansenPage
 Sherri S. SpurlockPage
 Milford L. WearleyPage

At the close of business April 16, 1977, the following also be terminated:

Mike J. AndrusPage
 Robert E. BresterPage
 Leslie Ann BudewitzPage

Report adopted.

REPORTS OF SELECT COMMITTEES

JOINT CONFERENCE COMMITTEE

ON HOUSE AMENDMENTS TO SENATE BILL NO. 399

Report No. 1, April 15, 1977

Mr. President and Speaker of the House:

We, your Joint Conference Committee on Senate Bill No. 399, met April 14, 1977, and considered:

House Committee on Public Health, Welfare and Safety Amendments dated March 25, 1977, and

House Committee of the Whole Amendments, dated April 7, 1977, and recommend as follows:

Having had under consideration House Committee on Public Health, Welfare and Safety Amendments dated March 25, 1977,

That the Senate accede to amendment numbers 1 and 2.

Having had under consideration House Committee of the Whole Amendments dated April 7, 1977,

That the House recede from amendment number 1, which reads as follows:

1. Amend page 2, section 1, line 10.

Following: "(diagnosis)"

Insert: "Provided, that the x-ray exposure of minors and women of childbearing age shall be prohibited, except as authorized by the department of health and environmental sciences."

And further that Senate Bill 399, third reading bill, be amended as follows:

1. Amend page 2, section 1, line 6.

Following: "x-ray"

Insert: "in accordance with guidelines promulgated or approved by state or federal health regulatory agencies"

(Material in parentheses denotes cancelled type.)

And that the Conference Committee Report on Senate Bill No. 399 be adopted.

FOR THE SENATE:

FOR THE HOUSE:

BOYLAN
 RASMUSSEN
 OLSON

DUSSAULT
 COONEY
 McLANE

Report adopted.

MESSAGES FROM THE OTHER HOUSE

4/18/77
 Bills, on 4/16/77, concurred in by the Senate, and returned to the House:

House Bill No. 649, introduced by Bertelsen

House Bill No. 836, introduced by Driscoll, Meloy, Bradley

4/18/77
 Senate adopted the following conference committee reports on roll call vote:

Conference Committee on Senate Amendments to House Bill No. 738

Conference Committee on Senate Amendments to House Bill No. 462

MOTIONS

Meloy moved that the Governor's Amendments to SB 80 be placed on Second Reading today. Motion carried.

Dussault moved that the rules be suspended to allow the House to reconsider its action in failing to concur in the Senate Amendments to HB 816. Motion carried.

Dussault moved that the House reconsider its action in failing to concur in the Senate Amendments to HB 816. Motion carried.

Dussault moved that the Senate Amendments to HB 816 be placed on Second Reading today. Motion carried.

Dussault moved that the rules be suspended to allow late introduction of SJR 50.

Dussault moved that the rules be suspended and that SJR 50 be placed on Second Reading today without going through the committee structure. Motion carried.

SECOND READING OF BILLS (COMMITTEE OF THE WHOLE)

Meloy moved that the House be permitted to sit again as a Committee of the Whole, for the consideration of business on Second Reading, under the rules of the previous sitting. Motion carried.

1 HOUSE BILL NO. 836

2 INTRODUCED BY DRISCOLL, MELOY, BRADLEY

3
4 A BILL FOR AN ACT ENTITLED: "AN ACT TO APPROPRIATE MONEY
5 FOR THE PUBLIC ACQUISITION OF WILD HORSE ISLAND, LOCATED ON
6 FLATHEAD LAKE; AND PROVIDING AN IMMEDIATE EFFECTIVE DATE."

7
8 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MONTANA:

9 Section 1. Appropriation. There is appropriated from
10 the state parks federal and private revenue account (04186)
11 the sum of \$2,000,000 to the director, department of fish
12 and game.

13 Section 2. Purpose of appropriation. The money
14 appropriated by this act is to be used by the department of
15 fish and game for the purpose of purchasing Wild Horse
16 Island on Flathead Lake should such property become
17 available and the federal funds be received.

18 Section 3. Effective date. This act is effective on
19 its passage and approval.

-End-

HB 836

REFERENCE BILL